

From: Amicus Curia (pinbalwyz@yahoo.com)

To: vedsha31@evergreen.edu;

(Respondent's Exhibit #4)

Date: Fri, November 5, 2010 7:57:51 AM

Cc: shawnv@u.washington.edu;

Subject: Bloomfield's mugshot

Can I "deep link" to someone else's website or blog post?

Yes. Most people are happy to have other websites link to them. Indeed, "permalinks" for each blog post, to which others can link directly, are one of the features that have helped blogs and blog conversations take off. But some website owners complain that deep links — links that lead readers to an internal page on a website — "steal" traffic to the homepage or disrupt the intended flow of their websites. For example, Ticketmaster has argued that other sites should not be permitted to send browsers directly to Ticketmaster event listings. Ticketmaster settled a claim against Microsoft and lost a suit it had brought against Tickets.com over deep linking.

See [Ticketmaster v. Tickets.com](#).

So far, the courts have found that deep links to web pages are neither copyright infringement nor trespass. No court has enforced a website's terms of use that bar deep linking.

My 'offer' still stands if you say you still insist I remove the LINK to your photo. Although I grasp my 'rights' under current copyright law, I genuinely care enough about how you FEEL to forgo standing on legal principle in this instance. I have another image of Mr. Bloomfield, admittedly not nearly as expressive as your photo. I did notice what appears to be some technical complications surrounding this matter. So I'm apologizing (I *think*) for how you feel. Feelings are tricky matters and don't always boil down to what's "rational".

----- Forwarded Message -----

From: Amicus Curia <pinbalwyz@yahoo.com>

To: "vedsha31@evergreen.edu" <vedsha31@evergreen.edu>

Cc: Shawnie Whelan <shawnv@u.washington.edu>

Sent: Fri, November 5, 2010 12:39:48 AM

Subject: enemy???

Shawnie,

You are certainly NOT the enemy! I've *never* considered you such. In fact, I've never stopped liking you and your perspective (mostly, anyway) as you've taught me a number of things. I'm sorry you feel so badly, seriously. I will, out of consideration and respect for you, remove your name from the link to your snapshot of Steve Bloomfield, since you asked...not because (in law) I *have* to. I placed it there because you

challenged my right to post a LINK under copyright law. I believe I easily have the right (again, in law) to do so. It is 'fair use', 'commentary', and I've provided you credit...something I imagined you'd want at the same time making certain I'm squeaky clean when it comes to your copyright claims. TESC challenged my right to political expression the other night. I didn't back down. But this isn't about who can pee the highest on the hydrant...though it's beginning to seem like it.

I'm not certain why you want your name removed from the credits for your photo, but I'll honor that request, as you wish. I'll also try posting this in one of your commentary slots to *try* to ensure you receive it, given your 'filter' thing...which seems self defeating if you're trying to communicate with someone. And, after doing so, if I hear from you to the effect you'd still like me to remove my LINK to *your* photo, I will do so out of the above mentioned consideration (and because I *LIKE* you), notwithstanding my lawful right to have it remain as is.

It's actually YOUR server that's providing the image upon demand, not mine. I've merely given directions, i.e. a pointer to where it's publicly stored and available on your server. Those who follow the pointer are rewarded by one of your excellent snapshots. If you took it down, it would not appear on my blog.

But I don't want you to have to do that OR take down your Blog entirely. I don't know if this would help (emotionally...that seems, fundamentally, what's going on more than anything) but I would like to ASK you permission to allow the very revealing image of Mr. Bloomfield as it is through the existing LINK to your server/Blog. If you say "NO", then I will remove it with a note to the effect, "link to Bloomfield image removed by request from and as courtesy to owner".

Whatever you decide, you (and yours) are still welcome to come to my home, call me on the phone, e-mail, or contact me as you choose. I encourage you to continue posting your Blog and your thoughts...they're uniquely enlightening. Your critical reasoning ability (generally) is what's most attractive (at least to me) about you. So, I hope you heal/feel better soon. I hope I can act in good faith toward that end. I never wished you any harm and was disappointed to see you doubted that. You are NOT the 'enemy'. You, and your family, are a treasured part of the community, so far as I'm concerned. And, unlike you (perhaps?), I am NOT sorry I ever met you. :)

Conclusion: The credits to your Bloomfield LINK will be removed, as you requested. Upon further notification, I will remove the Bloomfield LINK to your server and your picture, if you repeat your request that I do so, based on voluntary courtesy, not as a matter of 'copyright' regarding LINKS. I will continue to LIKE you including when I disagree with you. Finally, thank you for *caring* that much! I'm undeservedly flattered, truly.

If you'd like to ever help me mend our rapport, I'd be pleased to take you to lunch. If not, I understand/accept that too. Try to be kind to yourself and not let the wheels in your own head drive you crazy. I look forward to reading your Blog in the future. I've always enjoyed it and believe there's room in cyberspace for all of us.

Shawnie, don't MAKE me send you a bouquet of flowers! BTW, I miss your 6-year old.

Cordially,

John Smith, goatherd (360)427-3599

DBA: Amicus Curia, paralegal ("We help you help yourself")

DBA: Amicus Curia Collections, Inc. ("Debt Redemption")

"If ye love wealth better than liberty, the tranquility of servitude than the animated contest of freedom, go from us in peace. We ask not your counsels or arms. Crouch down and lick the hands which feed you. May your chains sit lightly upon you, and may posterity forget that you were our countrymen!"

--Samuel Adams--

<http://amicuscuria.com> <http://www.amicuscuria.com/roseycuria2.gif>
<http://amicuscuria.com/wordpress>

From: "vedsha31@evergreen.edu" <vedsha31@evergreen.edu>
To: Amicus Curia <pinbalwyz@yahoo.com>
Sent: Thu, November 4, 2010 9:43:17 PM
Subject: dlkn'\\

I am not the enemy please stop hurting me. Please take down my name and my picture. If you keep this up I'll just give up this biomass fight and delete my blog. If you really care about stopping biomass you will stop going out of your way to hurt me. I've taken down everything of yours just like you asked so stop hurting me. All you are doing is discouraging me from fighting biomass. Is that what you really want?

You're in my kill filter and have been for sometime so I will not see anything you send me but I will see if you take down my picture. Please I'm begging you, just leave me alone, don't steal my stuff and stop hurting me. You are causing me and my family extreme distress. Please stop!